IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

: CONSOLIDATED CIVIL ACTIONS:

: 04-2355 (JLL); 05-1966 (JLL); 05-3902 (JLL);

: 05-3672 (JLL) and 08-2877 (JLL)

ALTANA PHARMA AG and

WYETH,

Plaintiffs,

: This Filing Applies To:

: Sun Defendants

v. : Civil Action No. 05-CV-1966 (JLL)

TEVA PHARMACEUTICALS,: Civil Action No. 05-CV-3920 (JLL)

USA, INC., and TEVA

PHARMACEUTICAL

INDUSTRIES, LTD, et al.

Defendants

STIPULATION OF DISMISSAL

AND

ORDER OF JUDGMENT

WHEREAS, the parties stipulated that the manufacture, use, sale or offer for sale in the United States and/or importation of Defendants' pantoprazole sodium products that are the subject of ANDA No. 77-058 infringed U.S. Patent No. 4,758,579 (the '579 Patent), now expired;

WHEREAS, the Court has found that the '579 patent is not invalid and is enforceable;

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among Altana Pharma AG and Wyeth (individually and collectively, "Plaintiffs"), as plaintiffs, and Sun Pharmaceutical Industries Ltd., Sun Pharmaceutical Advanced Research Center, Ltd., Sun Pharma Global Inc., and Sun Pharma Global FZE (individually and collectively, "Defendants"), as defendants, by and through their attorneys, that judgment enter as follows:

(1) The '579 patent is valid, enforceable and infringed;

- (2) All claims and counterclaims between Plaintiffs and Defendants are dismissed with prejudice;
- (3) Any protective orders entered by the Court shall remain in full force and effect notwithstanding the dismissal of this action;
 - (4) The parties waive any right of appeal from this Order;
- (5) Each party shall bear its own costs and fees in the above-captioned actions; and
- (6) The Court retains jurisdiction for the purposes of enforcing the Protonix Sun Settlement Agreement.

Dated: June // 2013 New Jersey

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Attorneys for Sun Pharmaceutical Industries Ltd., Sun Pharmaceutical Advanced Research Center, Ltd., Sun Pharma Global, Inc., and Sun Pharma Global FZE

SO ORDERED: June /2, 2013

Honorable Jose L. Linares

United States District Judge